

**489.906 Proceeds and expenses.**

1. Except as otherwise provided in [subsection 2](#), all of the following apply:
  - a. Any proceeds or other benefits of a derivative action under [section 489.902](#), whether by judgment, compromise, or settlement, belong to the limited liability company and not to the plaintiff.
  - b. If the plaintiff receives any proceeds, the plaintiff shall remit them immediately to the company.
2. If a derivative action under [section 489.902](#) is successful in whole or in part, the court may award the plaintiff reasonable expenses, including reasonable attorney fees and costs, from the recovery of the limited liability company.

[2008 Acts, ch 1162, §70, 155](#)